

**UNITED STATES PATENT & TRADEMARK OFFICE**  
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND											
1 Date of Request: <u>4/17/06</u>		2 Serial/Patent # <u>09/972,032</u>									
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT							
	Filing			\$							
	Amendment			\$							
	Extension of Time			\$							
	Notice of Appeal/Appeal			\$							
<input checked="" type="checkbox"/>	Petition	—	3/6/06	\$ 130							
	Issue			\$							
	Cert of Correction/Terminal Disc.			\$							
	Maintenance			\$							
	Assignment			\$							
	Other			\$							
			7 TOTAL AMOUNT OF REFUND	\$ 130							
10 REASON:		8 TO BE REFUNDED BY:									
		Treasury Check									
<input checked="" type="checkbox"/>	Overpayment	<input checked="" type="checkbox"/>	Credit Deposit A/C #:								
	Duplicate Payment	9 <table border="1" style="display: inline-table; border-collapse: collapse; text-align: center;"> <tr> <td style="width: 20px;">0</td> <td style="width: 20px;">3</td> <td style="width: 20px;">--</td> <td style="width: 20px;">0</td> <td style="width: 20px;">1</td> <td style="width: 20px;">7</td> <td style="width: 20px;">2</td> </tr> </table>			0	3	--	0	1	7	2
0	3	--	0	1	7	2					
	No Fee Due (Explanation):										
11 REFUND REQUESTED BY: <u>C.T. Donnell</u>											
TYPED/PRINTED NAME: <u>C.T. Donnell</u>			TITLE: <u>Pet. Atty</u>								
SIGNATURE: <u>C.T. Donnell</u>			PHONE: <u>2723211</u>								
OFFICE: <u>4700</u>											
***** THIS SPACE RESERVED FOR FINANCE USE ONLY: *****											
APPROVED: <u>[Signature]</u>			DATE: <u>4/18/06</u>								

*Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:*

**CERTIFICATE OF MAILING**

I hereby certify that this communication is being deposited with the U.S. Postal Service, with sufficient postage as First Class mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria VA 222313-1450, on this 2nd day of March, 2006.

Customer Number

**24024**

Wendy A. Frick

Print Name

*Wendy A. Frick*

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:  
Montano, et al.

Serial No.: 09/972,032

Filed: October 5, 2001

For: **MODULATORS OF ANITESTROGEN  
PHARMACOLOGY**



Examiner: Yu, Misook

Art Unit: 1642

Confirmation No.: 2885

Attorney Docket No.: 27708/04003

**RENEWED PETITION UNDER 37 CFR 1.181**

Mail Stop Petition  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Adjustment date: 04/18/2006 CKHLOK  
03/07/2006 YPOLITE1 00000020 09972032  
01 FC:1464 -130.00 OP

Repln. Ref: 04/18/2006 CKHLOK 0012010100  
DAH:030172 Name/Number:09972032  
FC: 9204 \$130.00 CR

Dear Sir:

In response to the Decision on Petition mailed on February 8, 2006 (a copy of which is enclosed herewith), Applicants, through their attorneys, hereby renew their Petition to the Commissioner to withdraw the holding of abandonment for the above-identified application. A Notice of Abandonment was mailed by the Office on January 4, 2006, indicating the application was abandoned for failure to reply to an Office Action dated April 21, 2005. Applicants request withdrawal of the holding of abandonment based on the non-receipt of the Office Action. Furthermore, since Applicants did not receive the Office Action dated April 21, 2005, along with the Notice of Abandonment, Applicants request that the Office resend the Office Action and reset the due date for response.

In support of this petition, applicants present herewith:

(1) a statement of facts;

(2) a copy of the relevant docket sheets;

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01 FC:1464

130.00 OP

(3) a copy of the Notice of Abandonment dated January 4, 2006; and

(4) a check in the amount of \$130.00 as payment of the petition fee.

If any additional fee is due with this petition, please charge our Deposit Account Number

03-0172.

Respectfully submitted,

Date: March 2, 2006

By: \_\_\_\_\_

Pamela A. Docherty  
Pamela A. Docherty, Reg. No. 40,591  
(216) 622-8416